

Attorney: Steven F. Salazar (for Administrator Martin Wade Chaney)

Attorney: Mark S. Poochigian (for Administrator Rhonda A. Malewski)

## Probate Status Hearing RE: Filing of the Inventory and Appraisal and Proof of

## Property Listing.

<b>DOD: 2/6/2004</b>	<b>MARTIN WAYDE CHANEY and RHONDA ANN CHANEY MALEWSKI</b> were appointed co-administrators with full IAEA authority and without bond on 10/12/2004.	<b>NEEDS/PROBLEMS/COMMENTS:</b>  <b>Minute order dated 7/23/15 states</b> the Court will allow Mr. Poochigian to submit a copy of the filed inventory and appraisal with an original signature of his client. Counsel reports that the property is not yet listed, but they anticipate getting it listed in a week or two. The Court wants paper proof of the listing filed. The Co-Administrators are ordered to be personally present in court or appear via Court Call if the required documents are not filed. If both the inventory and appraisal and the proof of property listing are filed at least two court days prior, then no appearance is necessary on 8/13/15.
<b>Cont. from</b>	Letters issued on 10/12/2004.	
<b>Aff.Sub.Wit.</b>	Inventory and appraisal was due March 2005.	1. Need paper proof of property listing or current written status report.
<b>Verified</b>		
<b>Inventory</b>		
<b>PTC</b>		
<b>Not.Cred.</b>	First account or petition for final distribution was due October 2005.	
<b>Notice of Hrg</b>	Creditor's Claims filed: U.S. Bank - \$1,778.52.	
<b>Aff.Mail</b>		
<b>Aff.Pub.</b>		
<b>Sp.Ntc.</b>	Inventory and Appraisal filed on 1/20/15 showing an estate valued at \$423,000.00. (signed only by Co-Administrator Martin Wade Chaney) – Copy of Inventory with the signature of Co-Administrator Rhonda Malewski was filed on 7/31/15.	
<b>Pers.Serv.</b>		
<b>Conf. Screen</b>		
<b>Letters</b>		
<b>Duties/Supp</b>		
<b>Objections</b>		
<b>Video Receipt</b>		
<b>CI Report</b>		
<b>9202</b>		
<b>Order</b>		
<b>Aff. Posting</b>		
<b>Status Rpt</b>		
<b>UCCJEA</b>		
<b>Citation</b>		
<b>FTB Notice</b>		
		<b>Reviewed by: KT</b>
		<b>Reviewed on: 8/7/15</b>
		<b>Updates:</b>
		<b>Recommendation:</b>
		<b>File 1 – Chaney</b>

<b>DOD: 06/23/09</b>	<b>DEBRA M. EMERY and REGINA WADFORD</b> , daughters, are Petitioners.	<b>NEEDS/PROBLEMS/COMMENTS:</b>
<b>Cont. from</b>	40 days since DOD	
<input type="checkbox"/> <b>Aff.Sub.Wit.</b>	No other proceedings	
<input checked="" type="checkbox"/> <b>Verified</b>		
<input checked="" type="checkbox"/> <b>Inventory</b>	I & A - \$75,000.00	
<input type="checkbox"/> <b>PTC</b>		
<input type="checkbox"/> <b>Not.Cred.</b>	Will dated 08/19/97	
<input checked="" type="checkbox"/> <b>Notice of Hrg</b>	Petitioners request Court	
<input checked="" type="checkbox"/> <b>Aff.Mail</b>	determination that decedent's	
<input type="checkbox"/> <b>Aff.Pub.</b>	100% interest in real property	
<input type="checkbox"/> <b>Sp.Ntc.</b>	located at 955 N. Hughes Ave.,	
<input type="checkbox"/> <b>Pers.Serv.</b>	Fresno pass to them pursuant to	
<input type="checkbox"/> <b>Conf. Screen</b>	decedent's will.	
<input type="checkbox"/> <b>Letters</b>		
<input type="checkbox"/> <b>Duties/Supp</b>		
<input type="checkbox"/> <b>Objections</b>		
<input type="checkbox"/> <b>Video Receipt</b>		
<input type="checkbox"/> <b>CI Report</b>		
<input type="checkbox"/> <b>9202</b>		
<input checked="" type="checkbox"/> <b>Order</b>		
<input type="checkbox"/> <b>Aff. Posting</b>		
<input type="checkbox"/> <b>Status Rpt</b>		
<input type="checkbox"/> <b>UCCJEA</b>		
<input type="checkbox"/> <b>Citation</b>		
<input type="checkbox"/> <b>FTB Notice</b>		
		<b>Reviewed by:</b> JF
		<b>Reviewed on:</b> 08/07/15
		<b>Updates:</b>
		<b>Recommendation:</b> SUBMITTED
		<b>File 2 – Taylor</b>

## Petition for Termination of Conservatorship

DOD: 9/20/14		ANTOINETTE HERNANDEZ, daughter/Conservator, is petitioner.	NEEDS/PROBLEMS/COMMENTS:
		<b>Petitioner states</b> the conservatorship of the person and estate is no longer necessary because the conservatee died.	
Cont. from		On 6/19/14 the court entered an order waiving all future accountings in this matter.	
	Aff.Sub.Wit.		
✓	Verified	<b>Wherefore,</b> Petitioner requests that the conservatorship of the person and estate of Margaret Archuleta be terminated without the requirement of an accounting.	
	Inventory		
	PTC		
	Not.Cred.		
✓	Notice of Hrg		
✓	Aff.Mail		
	Aff.Pub.		
	Sp.Ntc.		
	Pers.Serv.		
	Conf. Screen		
	Letters		
	Duties/Supp		
	Objections		
	Video Receipt		
	CI Report		
	9202		
✓	Order		
	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation		
	FTB Notice		
			Reviewed by: KT
			Reviewed on: 8/7/15
			Updates:
			Recommendation:
			File 3 – Archuleta

**Petition to Fix Residence Outside the State of California**

		<b>JUANITA MARIA (VARGAS) RODRIGUEZ</b> , Conservator, is petitioner.	<b>NEEDS/PROBLEMS/COMMENTS:</b>  <b>Continued from 7/16/15. Minute order states</b> the matter is continued for service of, or consent from, Mr. Rowe. Ms. Rodriguez represents to the court that Mr. Rowe is non-verbal and is unable to write his name. The Court will allow an "x" for Mr. Rowe's signature as long as witnessed and includes a statement as to what occurred. <b>As of 8/6/15 the following issue remains:</b>  1. Need proof of service of the Notice of Hearing on Conservatee Daniel Antonio Rowe.  <b>Note:</b> If the petition is granted, status hearings will be set as follows:  • <b>Wednesday, January 20, 2016</b> at 9:00 a.m. in Department 303, for proof of establishment of conservatorship in Washington and termination of conservatorship in California.  Pursuant to Local Rule 7.5 if the required documents are filed 10 days prior the date set the status hearing will come off calendar and no appearance will be required.
<b>Cont. from 071615</b>		<b>JUANITA MARIA (VARGAS) RODRIGUEZ</b> , mother, was appointed conservator on 11/9/11.	
	<b>Aff.Sub.Wit.</b>		
✓	<b>Verified</b>		
	<b>Inventory</b>		
	<b>PTC</b>		
	<b>Not.Cred.</b>		
✓	<b>Notice of Hrg</b>		
✓	<b>Aff.Mail</b>	W/	
	<b>Aff.Pub.</b>		
	<b>Sp.Ntc.</b>		
	<b>Pers.Serv.</b>		
	<b>Conf. Screen</b>		
	<b>Letters</b>		
	<b>Duties/Supp</b>		
	<b>Objections</b>		
	<b>Video Receipt</b>		
	<b>CI Report</b>		
	<b>9202</b>		
✓	<b>Order</b>		
	<b>Aff. Posting</b>		
	<b>Status Rpt</b>		
	<b>UCCJEA</b>		
	<b>Citation</b>		
	<b>FTB Notice</b>		
			<b>Reviewed by: KT</b> <b>Reviewed on: 8/7/15</b> <b>Updates:</b> <b>Recommendation:</b> <b>File 4 - Rowe</b>

**Final Report of Executor, Petition for Its Settlement, Allowance of Compensation to Executor and Attorneys for Ordinary Services and for Allowance of Compensation to Executor and Attorneys for Extraordinary Services and Reimbursement of Expenses and for Liquidation of Insolvent Estate**

**5**

## Page 2

**Petitioner states** \$30,173.85 in creditor's claims was allowed. See petition for details.

**The amount remaining to pay claims after payment of the administrative expenses as set forth above is \$2,470.42. Claims should be paid proportionally as follows:**

**Expenses of last illness per §11420(a)(4):**

- DHS \$2,099.05
- Oxygen Qualifying Services \$5.64
- St. Agnes Medical Center \$350.79
- North Fresno Emergency Physicians \$14.94

**General Debts per §11420(a)(7): After paying expenses of last illness, there is no remaining cash to the various claims filed by Fresno Credit Bureau.**

**Petitioner prays for an order that:**

1. Administration be brought to a close;
2. All acts and proceedings of Executor be confirmed and approved;
3. Steven Hrdlicka, attorney for New Haven Homeowners Association, is ordered to pay the sum of \$1,479.89 from his trust account to the Estate of Lynda Phillips;
4. Petitioner be authorized and directed to pay the expenses and debts as set forth above; and
5. Distribution of the estate in Petitioner's hands and any other property not now known or discovered to the persons entitled to it.

**NEEDS/PROBLEMS/COMMENTS:**

1. I&A Partial No. 2 filed 5/23/13 includes shares of Rockwell Collins, Inc., stock valued at \$19,126.58 (Principal) and with dividends of \$105.46. Petitioner states she was contacted by Wells Fargo Shareholder Services and informed that the stock was sold and distributed to the estate in error; that it actually belonged to another Lynda Phillips in Fresno. After independent investigation, Petitioner returned \$22,240.39 to Wells Fargo Shareholder Services.

However, no Corrected I&A was filed, and it appears this amount is still being used to calculate statutory compensation. It does not appear as a loss either. Instead, Petitioner appears to be using the inventory value of the asset \$19,232.04 plus the difference of \$3,008.35 as a *gain* for calculation of statutory compensation.

If this stock was not actually an asset of the estate, either a corrected I&A should be filed, or the return of this asset should be included as a loss, and recalculation of compensation is necessary.

2. The Court may require clarification regarding the benefit to the estate for the hours spent and extraordinary compensation requested by Executor and Attorney in connection with the sale of personal property.

**6 Everlener Raymond (Det Succ) Case No. 12CEPR01120**

Attorney: Randolph Krbechek (for Petitioners)

**Status Hearing re: Failure to File Documents Required by Minute Order  
Dated 4/8/15 so that the Order Can be Signed.**

<b>DOD: 7/26/2000</b>	<b>MARY MCGEE, RITA JONES, EARL LOCKHART, JR., EVERLENER SMITH, JACKIE LOCKHART, ARTHUR LOCKHART, DAVID LOCKHART, RICKY LOCKHART, JAMES LOCKHART,</b> grandchildren, petitioned the court to determine succession to real property.	<b>NEEDS/PROBLEMS/COMMENTS:</b>
		<b><u>OFF CALENDAR.</u></b> Order signed 8/7/15.
<b>Cont. from 072215</b>	One of the heirs of the decedent, Opal White, died after the decedent. A Special Administrator is needed in order to sign this petition on her behalf.	<p>Minute order from 7/22/15 states Mr. Krbechek represents to the Court that all of the necessary documents have been submitted to the Clerk's Office. He also states that the Special Administration petition was intended to be an ex parte request. The Court will review the matter and approve if able. Please see related case on page 17 Special Administration for beneficiary, Opal White.</p>
<b>Aff.Sub.Wit.</b>		
<b>Verified</b>		
<b>Inventory</b>		
<b>PTC</b>		
<b>Not.Cred.</b>		
<b>Notice of Hrg</b>	Minute Order dated 4/8/15 states the Court finds this matter approved upon the filing of an Ex Parte Petition for Special Administration for the sole purpose of signing this petition.	
<b>Aff.Mail</b>		
<b>Aff.Pub.</b>		
<b>Sp.Ntc.</b>		
<b>Pers.Serv.</b>		
<b>Conf. Screen</b>	A Special Administration Petition was filed for Opal White and is set for hearing on 8/13/15.	
<b>Letters</b>		
<b>Duties/Supp</b>		
<b>Objections</b>	<b>Status Report of Randolph Krbechek filed on 7/2/15</b> states he mailed the required documents to the court on 6/12/15. For some unknown reason the documents were returned to his office by the post office. Mr. Krbechek states the documents were filed with this status report. Mr. Krbechek states the petitioners have complied with the minute order and therefore it is requested that the court cancel this status hearing.	
<b>Video Receipt</b>		
<b>CI Report</b>		
<b>9202</b>		
<b>Order</b>		
<b>Aff. Posting</b>		
<b>Status Rpt</b>		
<b>UCCJEA</b>		
<b>Citation</b>		
<b>FTB Notice</b>		
		<b>Reviewed by: KT</b>
		<b>Reviewed on: 8/7/15</b>
		<b>Updates:</b>
		<b>Recommendation:</b>
		<b>File 6 – Raymond</b>

			See petition for details.	<b>NEEDS/PROBLEMS/COMMENTS:</b>  <u>Note:</u> This account covers through 3/31/14. If granted, the Court will set a status hearing for the filing of Conservator Joyce V. Davis' Final Account Current as follows:  <ul style="list-style-type: none"> <li>Thursday, October 15, 2015 for filing of Conservator's Final Account</li> </ul> If filed prior to the above status date per Local Rule 7.5, the status hearing will come off calendar.  <u>Note:</u> Once the final account has been settled, appropriate bond can be determined for Successor Conservator Bruce Bickel.
<input type="checkbox"/>	Aff.Sub.Wit.			
<input checked="" type="checkbox"/>	Verified			
<input type="checkbox"/>	Inventory			
<input type="checkbox"/>	PTC			
<input type="checkbox"/>	Not.Cred.			
<input checked="" type="checkbox"/>	Notice of Hrg			
<input checked="" type="checkbox"/>	Aff.Mail	W		
<input type="checkbox"/>	Aff.Pub.			
<input type="checkbox"/>	Sp.Ntc.			
<input type="checkbox"/>	Pers.Serv.			
<input type="checkbox"/>	Conf. Screen			
<input checked="" type="checkbox"/>	Letters	3/22/13		
<input type="checkbox"/>	Duties/Supp			
<input type="checkbox"/>	Objections			
<input type="checkbox"/>	Video Receipt			
<input checked="" type="checkbox"/>	CI Report			
<input checked="" type="checkbox"/>	2620(c)	X		
<input checked="" type="checkbox"/>	Order			
<input type="checkbox"/>	Aff. Posting			
<input type="checkbox"/>	Status Rpt			
<input type="checkbox"/>	UCCJEA			
<input type="checkbox"/>	Citation			
<input type="checkbox"/>	FTB Notice			
			Reviewed by: skc	
			Reviewed on: 8/11/15	
			Updates:	
			Recommendation:	
			File 7 – Thomas	



**Probate Status Hearing Re: Filing of First Account and Petition for Final Distribution**

<b>DOD: 9/28/11</b>		<p><b>ESTELLA GARZA GARZA, RAQUEL GARZA NANEZ, and ROJELIA GARZA GONZALEZ</b> were appointed as Co-Executors on 5/27/14 with Limited IAEA without bond. Letters issued 10/3/14.</p> <p>At the hearing on 5/27/14, the Court set this status hearing for the filing of the first account or petition for final distribution.</p> <p><b>Note re history: The following events have occurred in this estate:</b></p> <p>I&amp;A Partial No. 1 filed 9/5/14 includes various real property with a total value of \$250,000.00.  <i>Note: This I&amp;A is defective. #5 (Property Tax Certificate) is checked "not applicable," however, that is not the case, because this I&amp;A consists of real property.</i></p> <p>Final I&amp;A filed 8/11/15 reflects additional real property valued at \$210,000.00.</p> <p>On 1/28/15, the Court confirmed the sale of one of the properties and ordered the proceeds placed into a blocked account. Receipt was filed 3/3/15.</p> <p>On 6/19/15, the Co-Executors filed an Ex Parte Petition for Withdrawal of Funds from Blocked Account that requested distribution of the funds in the blocked account to the beneficiaries. The petition was denied, as no order for distribution has been entered.</p> <p>On 7/8/15, the Co-Executors filed a Petition for Preliminary Distribution that is set for hearing on 8/13/15.</p> <p><b>Status Report filed 7/16/15</b> (with notice of hearing to all heirs) states the estate is not in a condition to be closed at this time. Responses from the Franchise Tax Board and the Victim's Compensation and Government Claims Board are pending. The Final Inventory and Appraisal should be completed within 30 days. The Co-Executors have filed a Petition for Preliminary Distribution that is set for hearing on 8/13/15. An additional 60-90 days is requested to continue administration and to file a final account and petition for final distribution.</p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p><b>Note: Petitioner filed a Petition For Preliminary Distribution on 7/8/15 that is Page B. However, Petitioner has not yet filed an I&amp;A or first account.</b></p> <p><b>Minute Order 7/21/15: Counsel (Alaina Ibarra) represents that she just received the final Inventory and Appraisal from Mr. Diebert yesterday.</b></p> <p><b>Note: Final I&amp;A was filed 8/11/15.</b></p> <p><b>1. Need first account or petition for final distribution. Probate Code §12200.</b></p>
<b>Cont. from 072115</b>			
<b>Aff.Sub.Wit.</b>			
<b>Verified</b>			
<b>Inventory</b>			
<b>PTC</b>			
<b>Not.Cred.</b>			
<b>Notice of Hrg</b>			
<b>Aff.Mail</b>			
<b>Aff.Pub.</b>			
<b>Sp.Ntc.</b>			
<b>Pers.Serv.</b>			
<b>Conf. Screen</b>			
<b>Letters</b>			
<b>Duties/Supp</b>			
<b>Objections</b>			
<b>Video Receipt</b>			
<b>CI Report</b>			
<b>9202</b>			
<b>Order</b>			
<b>Aff. Posting</b>			
<b>Status Rpt</b>			
<b>UCCJEA</b>			
<b>Citation</b>			
<b>FTB Notice</b>			

**Petition for Preliminary Distribution (Prob. Code §11620 et seq.)**

<p><b>DOD: 9/28/11</b></p> <p><b>Aff.Sub.Wit.</b></p> <p>✓ <b>Verified</b></p> <p>✓ <b>Inventory</b></p> <p>✓ <b>PTC</b></p> <p>✓ <b>Not.Cred.</b></p> <p>✓ <b>Notice of Hrg</b></p> <p>✓ <b>Aff.Mail</b>      w</p> <p><b>Aff.Pub.</b></p> <p><b>Sp.Ntc.</b></p> <p><b>Pers.Serv.</b></p> <p><b>Conf. Screen</b></p> <p>✓ <b>Letters</b></p> <p><b>Duties/Supp</b></p> <p><b>Objections</b></p> <p><b>Video Receipt</b></p> <p><b>CI Report</b></p> <p>✓ <b>9202</b></p> <p>✓ <b>Order</b></p> <p><b>Aff. Posting</b></p> <p><b>Status Rpt</b></p> <p><b>UCCJEA</b></p> <p><b>Citation</b></p> <p>✓ <b>FTB Notice</b></p>	<p><b>ESTELLA GARZA RAQUEL NANEZ, and ROJELIA GONZALEZ, Co-Executors, are</b> Petitioners.</p> <p><b>Petitioners state</b> the I&amp;A filed 9/5/14 shows the estate's total value to be \$250,000.00. On 2/20/15, Honorable Judge Kazanjian approved and signed an Amended Order to Deposit Money Into Blocked Account. Thereafter, escrow closed for the estate real property located at 13620 E. Cypress Ave., in Parlier, and a blocked account was opened with \$95,029.13.</p> <p>Petitioners now seek to distribute the total amount of \$95,029.13 equally to each beneficiary of the estate.</p> <p>The distribution of these funds may be made without loss to creditors or injury to any person interested in the estate because Petitioners are informed and believe that the decedent did not have any outstanding creditors and the total amount will be equally divided and distributed to the 10 beneficiaries listed on Exhibit A, \$9,502.91 each.</p> <p>Petitioners state the remainder of the estate consists of additional real property located at 13535 &amp; 13539 E. Bulah and 8597 S. Milton in Parlier, CA.</p> <p><b>Petitioners pray for an order of this court for preliminary distribution as follows:</b></p> <ol style="list-style-type: none"> <li>1. That Petitioners be permitted to withdraw the total sum of \$95,029.13, which is the total amount of funds in the blocked account, and distribute \$9,502.91 to each beneficiary; and</li> <li>2. Such additional orders as this court deems proper.</li> </ol>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p>1. The Final I&amp;A was recently filed on 8/11/15 reflecting additional real property in Parlier, CA, valued at \$210,000.00 as of the decedent's date of death, which was approx. four years ago.</p> <p>Petitioners do not allege that this distribution does not exceed 50% of the net value of the estate as required by Probate Code §11623(a)(2), and do not provide the status of why the estate is not in a position to close pursuant to Probate Code §12200.</p> <p>The Court may require further clarification.</p> <p style="text-align: center;"><u><b>SEE ADDITIONAL PAGES</b></u></p> <p><b>Reviewed by:</b> skc</p> <p><b>Reviewed on:</b> 8/7/15</p> <p><b>Updates:</b> 8/11/15</p> <p><b>Recommendation:</b></p> <p><b>File 8B – Garza</b></p>
--	--	---

## NEEDS/PROBLEMS/COMMENTS (Cont'd):

2. The petition appears to request to distribute the share of beneficiary Teodoro Garza Garza, who is incarcerated in a state prison, outright to him. However, the Decedent's will states:

*"The share and interest to Teodor Garza Garza, shall remain in trust pursuant to the terms described in the N & R Family Trust, for his benefit, until he is released from prison, or upon his death, whichever comes first, and then to his children by right of representation."*

If preliminary distribution is to include the share of Teodoro Garza Garza, need clarification and information regarding the N & R Family Trust, including a declaration from the trustee pursuant to Local Rule 7.12.5.

3. This petition, filed 7/8/15, states notice was given to the Victim's Compensation and Government Claims Board. A Status Report subsequently filed 7/16/15 states inquiry regarding one of the beneficiaries (Teodoro Garza Garza) is pending. Need update on this inquiry.
4. If granted, need revised proposed order in compliance with Local Rule 7.6.1: Order must be complete in itself and shall set forth the names of persons along with amounts of money distributed to each person specifically, drawn so that its general effect may be determined without reference to the petition upon which it is based.

DOD: 1/12/14		<p><b>CHARLTON W. MOORE and LORENE E. MOORE</b>, Son and Daughter, were appointed Co-Administrators with Full IAEA without bond and Letters issued on 4/10/14.</p> <p>At the hearing on 4/10/14, the Court set this status hearing for the filing of the first account or petition for final distribution.</p> <p>I&amp;A Partial No. 1 filed 8/5/14: \$401,350.52 Final I&amp;A filed 10/17/14: \$142,456.47 Total: \$543,806.99</p> <p><b>Status Report filed 6/10/15 by Co-Administrator Lorene Moore states</b> the estate is not in a condition to be closed as Administrators still need to conclude the final removal of personal property and cleanup of the decedent's residence and sell the decedent's residence. A realtor has been retained to market the property. Co-Administrator Lorene Moore does not have the resources to travel to Fresno from her home in Austin, TX, to remove personal items that she is to receive, and Co-Administrator Charlton Moore has not agreed to allow the estate to pay her travel expenses. It is believed that it would be in the best interest of the estate to conclude a sale prior to making final distribution. An additional 180 days is therefore requested. If the Court determines not to allow the Co-Administrators to continue administration, then the Public Administrator or some other independent person should be appointed as neither Co-Administrator is comfortable with and does not approve of the other handling administrative matters alone.</p> <p><b>Status Report filed 6/15/15 by Co-Administrator Charlton Moore states</b> a realtor has been retained to market the property, but cannot move forward until the house is in a condition to show and a listing price established. On Co-Administrator Lorene Moore's last visit to Fresno, she failed to remove the last remaining personal items although she rented a U-Haul and moved other items out of the house. Through counsel, Co-Administrator Charlton Moore agreed to advance her airfare to return again to Fresno so long as the advance is charged against her share of the estate. He is also willing to hire a third party to remove the balance and place it in storage in her name. However, Co-Administrator Charlton Moore requests that the status hearing be continued for no more than 60 days to determine whether the personal property ah been removed from the estate. At that point, Mr. Moore will evaluate requesting that the Court determine whether it is in the best interest of the estate to appoint the Public Administrator or other independent person.</p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p><b>Minute Order 6/19/15:</b> The Court authorizes the estate to advance Lorene Moore up to \$1,000.00 for traveling to residence for final removal of personal property and cleanup. The Court reserves the right to decide if funds advanced will come out of the estate or Lorene Moore's shares of the estate. Status hearing is set for 8/13/15. If items not removed by then, Lorene Moore is to be personally present or by CourtCall.</p> <p><b>Note:</b> Updated status reports have been filed by both attorneys. See Page 2.</p> <p><b>Note:</b> Co-Administrator Lorene Moore resides in Austin, TX. Co-Administrator Charlton Moore resides in Mill Valley, CA. They are the sole heirs of the estate.</p> <p>1. Need first account or petition for final distribution pursuant to Probate Code §12200.</p>
	Aff.Sub.Wit.		
✓	Verified		
✓	Inventory		
✓	PTC		
✓	Not.Cred.		
	Notice of Hrg		
	Aff.Mail		
	Aff.Pub.		
	Sp.Ntc.		
	Pers.Serv.		
	Conf. Screen		
✓	Letters		
	Duties/Supp		
	Objections		
	Video Receipt		
	CI Report		
✓	9202		
	Order		
	Aff. Posting		
✓	Status Rpt		
	UCCJEA		
	Citation		
✓	FTB Notice		

## Page 2

**Second Status Report filed 8/3/15 by Charlton W. Moore states** after receiving the \$1,000.00 advance from the estate, Lorene E. Moore removed her tangible personal property from the decedent's residence. A realtor has been retained to market the property, but an agreement has not yet been signed. The realtor obtained two bids for trash removal, which took place on 7/29/15. The next step is to have it cleaned before it can be shown to prospective buyers. Charlton believes it is in the best interest of the estate to conclude a sale of the real estate prior to making final distribution, and requests the court continue the status hearing for no more than 120 days to determine whether the sale is proceeding smoothly.

**Supplemental Status Hearing Report filed 8/4/15 by Lorene E. Moore states** she traveled to Fresno from her home in Texas and removed remaining tangible personal property from the residence. The residence has been cleared of debris and prepared for sale. A listing/marketing agreement has been signed with Guarantee Real Estate. The court is requested to allow the co-administrators to continue administration to allow time to sell the real property. An additional 120-180 days is requested.

Attorney: John W. Phillips (for Petitioner William Yoshioka)

Attorney: Steven L. Shahbazian (for Executor Joyce Yamaguchi)

Attorney: Jeffrey Jaech (for Objector State Center Community College District)

**Petition for Surcharge of Trustee; for Order Directing Trustee to Return Trust Property to Trust; and for Order Compelling Trustee to Account and Report.**

		<b>NEEDS/PROBLEMS/COMMENTS:</b>  <b>Continued from 7/9/15.</b> Minute order states Mr. Markeson is specially appearing for John Phillips; requests a continuance to allow time for a response.  <b>As of 8/7/15 the following issue remains:</b>  <b>The petition involves the decedent's trust. The decedent's trust is a separate entity and therefore cannot be heard in this estate matter. A new trust action must be initiated for issues regarding the decedent's trust.</b>
<b>Cont. from 070915</b>		
<input type="checkbox"/>	<b>Aff.Sub.Wit.</b>	
<input type="checkbox"/>	<b>Verified</b>	
<input type="checkbox"/>	<b>Inventory</b>	
<input type="checkbox"/>	<b>PTC</b>	
<input type="checkbox"/>	<b>Not.Cred.</b>	
<input type="checkbox"/>	<b>Notice of Hrg</b>	
<input type="checkbox"/>	<b>Aff.Mail</b>	
<input type="checkbox"/>	<b>Aff.Pub.</b>	
<input type="checkbox"/>	<b>Sp.Ntc.</b>	
<input type="checkbox"/>	<b>Pers.Serv.</b>	
<input type="checkbox"/>	<b>Conf. Screen</b>	
<input type="checkbox"/>	<b>Letters</b>	
<input type="checkbox"/>	<b>Duties/Supp</b>	
<input type="checkbox"/>	<b>Objections</b>	
<input type="checkbox"/>	<b>Video Receipt</b>	
<input type="checkbox"/>	<b>CI Report</b>	
<input type="checkbox"/>	<b>9202</b>	
<input type="checkbox"/>	<b>Order</b>	
<input type="checkbox"/>	<b>Aff. Posting</b>	
<input type="checkbox"/>	<b>Status Rpt</b>	
<input type="checkbox"/>	<b>UCCJEA</b>	
<input type="checkbox"/>	<b>Citation</b>	
<input type="checkbox"/>	<b>FTB Notice</b>	
<b>Reviewed by: KT</b>		
<b>Reviewed on: 8/7/15</b>		
<b>Updates:</b>		
<b>Recommendation:</b>		
<b>File 10 - Yoshioka</b>		

# 11 Richard E. Davis (Estate) Case No. 14CEPR00613

Attorney Erlach, Mara M. (for Melynda Bowman – Administrator/Petitioner)

First and Final Report of Administrator and Petition for Its Settlement, for Allowance of Attorneys' Statutory Fees, and for Final Distribution of Estate on Waiver of Account

<b>DOD: 05/31/14</b>		<b>MELYNDA BOWMAN</b> , Administrator, is Petitioner.	<b>NEEDS/PROBLEMS/COMMENTS:</b>
		Accounting is waived.	
<b>Cont. from</b>		I & A - \$262,134.51	
<input type="checkbox"/>	<b>Aff.Sub.Wit.</b>	POH - \$71,999.48	
<input checked="" type="checkbox"/>	<b>Verified</b>	Administrator - waived	
<input type="checkbox"/>	<b>Inventory</b>	Attorney - \$8,240.00 (statutory)	
<input type="checkbox"/>	<b>PTC</b>	Costs - \$1,292.00 (filing fees, certified copies, publication)	
<input type="checkbox"/>	<b>Not.Cred.</b>	<b>Distribution, pursuant to intestate succession, is to:</b>	
<input type="checkbox"/>	<b>Notice of Hrg</b>	Melynda Bowman - \$62,467.48 cash	
<input type="checkbox"/>	<b>Aff.Mail</b>		
<input type="checkbox"/>	<b>Aff.Pub.</b>		
<input type="checkbox"/>	<b>Sp.Ntc.</b>		
<input type="checkbox"/>	<b>Pers.Serv.</b>		
<input type="checkbox"/>	<b>Conf. Screen</b>		
<input type="checkbox"/>	<b>Letters</b>	08/22/14	
<input type="checkbox"/>	<b>Duties/Supp</b>		
<input type="checkbox"/>	<b>Objections</b>		
<input type="checkbox"/>	<b>Video Receipt</b>		
<input type="checkbox"/>	<b>CI Report</b>		
<input checked="" type="checkbox"/>	<b>9202</b>		
<input checked="" type="checkbox"/>	<b>Order</b>		
<input type="checkbox"/>	<b>Aff. Posting</b>		
<input type="checkbox"/>	<b>Status Rpt</b>		
<input type="checkbox"/>	<b>UCCJEA</b>		
<input type="checkbox"/>	<b>Citation</b>		
<input checked="" type="checkbox"/>	<b>FTB Notice</b>		
			<b>Reviewed by:</b> JF
			<b>Reviewed on:</b> 08/07/15
			<b>Updates:</b>
			<b>Recommendation:</b> SUBMITTED
			<b>File 11 – Davis</b>

Petitioner: Abel Maldonado (pro per)

Attorney: J. Todd Armas (for mother, Raquel Rodriguez)

## Petition to Appoint Guardian of the Person

		<u>Temporary Expires 8/13/15</u>	<b>NEEDS/PROBLEMS/COMMENTS:</b>
		<b>ABEL MALDONADO</b> , maternal grandfather, is petitioner.	
Cont. from		See petition for details.	
<input type="checkbox"/>	Aff.Sub.Wit.		
<input checked="" type="checkbox"/>	Verified		
<input type="checkbox"/>	Inventory	Objections of Mother, Raquel Rodriguez filed on 10/16/14	
<input type="checkbox"/>	PTC		
<input type="checkbox"/>	Not.Cred.	Court Investigator Charlotte Bien's Report filed on 11/21/14	
<input checked="" type="checkbox"/>	Notice of Hrg		
<input checked="" type="checkbox"/>	Aff.Mail	W/	
<input type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<input checked="" type="checkbox"/>	Pers.Serv.	W/	
<input checked="" type="checkbox"/>	Conf. Screen		
<input checked="" type="checkbox"/>	Letters		
<input checked="" type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input checked="" type="checkbox"/>	CI Report		
<input type="checkbox"/>	9202		
<input checked="" type="checkbox"/>	Order		
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input checked="" type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		
			Reviewed by: KT
			Reviewed on: 8/7/15
			Updates:
			Recommendation:
			File 12 – Maldonado



Attorney Fray, Brian H. (for Applicant Catherine Kelley, Conservator)  
 Attorney LeVan, Nancy J. (Court-appointed for Conservatee)

**Ex Parte Application for (1) Approval Re Farmer's Insurance to Surrender Life Insurance Policy Re Conservatee Richard Joseph Shannon; and  
 (2) Authority to Execute Exclusive Listing Agreement Re Conservatee Richard Joseph Shannon and Sales of Family Residence**

		<p><b>CATHERINE KELLEY</b>, daughter and Conservator of the Person and Estate appointed on 2/2/2015 with bond of <b>\$25,740.00</b>, is Applicant.</p> <p><i>Final Inventory and Appraisal</i> filed 6/8/2015 shows an estate value of <b>\$80,375.76</b>.</p> <p><b>Applicant states:</b></p> <ul style="list-style-type: none"> <li><b>Farmer's Life Insurance Policy of Conservatee:</b> The [conservatorship] estate's personal property includes a Farmer's Life Insurance Policy owned by the Conservatee;</li> <li>[Surrender of the policy] is necessary to provide cash to pay debts and expenses, and is advantageous to the estate and in the best interest of the persons in the estate so that Conservatee may receive Medi-Cal and be placed in a memory care center;</li> <li>The estate cannot afford assisted living care for the Conservatee and the estate requires cash to pay debts, including this Court's investigation costs;</li> <li>Conservatee's consent is not attached hereto, but Conservator's consent is filed herein;</li> <li>The surrender is not for less than the actual value of the property and the surrender is in the best interests of the estate;</li> </ul> <p><b>~Please see additional page~</b></p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <ol style="list-style-type: none"> <li><i>Ex Parte Application</i> is not verified by Petitioner; only the Declarations filed 7/27/2015 are verified by Petitioner.</li> <li>Pursuant to <i>Order on the Ex Parte Application</i> signed 7/29/2015, need <i>Notice of Hearing</i> and proof of at least 10 days' service of notice prior to the hearing for the 16 persons named in Item 11 of the initial <i>Petition for Appointment of Probate Conservator</i> filed 12/19/2014.</li> <li>Prayer of the <i>Ex Parte Application</i> filed 7/27/2015 states Conservator prays that this <i>Petition [sic]</i> be set for a hearing, that the Court grant an order confirming the surrender of the life insurance policy, and an order confirming the exclusive listing and sale of real property. It appears based solely upon the Petitioner's request that this matter be set for hearing that a filing fee of <b>\$435.00</b> is due for the instant <i>Application</i>, which requests a hearing and requests Court orders on two matters that would have been more appropriately filed in two separate petitions so as not to circumvent two ex parte filing fees and one filing fee for a petition regularly set for hearing.</li> </ol> <p><b>~Please see additional page~</b></p>
<b>Cont. from</b>			
<b>Aff.Sub.Wit.</b>			
<b>Verified</b>	X		
<b>Inventory</b>			
<b>PTC</b>			
<b>Not.Cred.</b>			
<b>Notice of Hrg</b>	X		
<b>Aff.Mail</b>	X		
<b>Aff.Pub.</b>			
<b>Sp.Ntc.</b>			
<b>Pers.Serv.</b>			
<b>Conf. Screen</b>			
<b>Letters</b>			
<b>Duties/Supp</b>			
<b>Objections</b>			
<b>Video Receipt</b>			
<b>CI Report</b>			
<b>9202</b>			
✓ <b>Order</b>			
<b>Aff. Posting</b>			
<b>Status Rpt</b>			
<b>UCCJEA</b>			
<b>Citation</b>			
<b>FTB Notice</b>			

<b>Reviewed by:</b> LEG
<b>Reviewed on:</b> 8/11/15
<b>Updates:</b>
<b>Recommendation:</b>
<b>File 13 – Shannon</b>

**Applicant states, continued:**

- **Sale of Conservatee's Real Property and Execution of Exclusive Listing Agreement:** As reflected in the Declaration of Conservator filed with this application, **CENTURY 21, C WATSON REALTY**, Agent Miguel C. Maldonado, is ready to list the real property and an appraisal has already been performed;
- The proposed agreement provides for the payment of a commission to the agency from the proceeds from the sale of the property in an amount to be approved by the Court;
- The estate's real property described at 22248 and 22264 Tollhouse Road, Clovis, is necessary for cash to pay debts and expenses and is advantageous to the estate and in the best interest of persons in the estate so that Conservatee may receive Medi-Cal and be placed in a memory care center;
- The estate will have incurred loss or expense by *[the real property]* being kept as the estate cannot afford assisted living care for Conservatee and to provide the estate cash to pay estate debts including this Court's investigation costs;
- Conservatee's consent is not attached hereto, but Conservator's consent is filed herein.

**Conservator prays that this *Petition [sic]* be set for a hearing, that the Court grant an order confirming the surrender of the life insurance policy, and an order confirming the exclusive listing and sale of real property.**

**NEEDS/PROBLEMS/COMMENTS, continued:**

4. *Waiver of Notice of Proposed Action* filed 7/27/2015 appears to intend a waiver of notice of the two actions for which Petitioner seeks approval; the Judicial Council form DE-166 utilized and signed by the persons is for use in estates rather than conservatorships, and not all persons entitled to notice have signed the waiver of notice of proposed action. Further, Item 4(b) of the form lists two parcels of real property to be sold that do not appear to be assets of the conservatorship estate (please see issue below).
5. *Final Inventory and Appraisal* filed 6/8/2015 shows the real property asset belonging to the conservatorship as **25% joint tenant interest** in **22254** Tollhouse Road, Clovis. The instant *Application* is requesting to sell real property at **22264** Tollhouse Road, Clovis, and at **22248** Tollhouse Road, Clovis, neither of which are listed on the *Final Inventory and Appraisal* filed 6/8/2015 as assets of this Conservatorship owned by the Conservatee. Further, *Application* does not indicate that the interest of the Conservatee sought to be sold is anything other than a **100%** interest in real property. Need clarification as to the subject real property, and/or amended *Final Inventory and Appraisal* if the conservatorship estate includes the real property parcels described in the *Application*.
6. Bond of **\$25,740.00** was filed on 2/5/2015. *Petition* does not address sufficiency of bond and whether bond should be increased pursuant to Probate Code § 2320.1 (following surrender of life insurance policy), and §§ 2330 and 2540 (following sale of the real property).

**~Please see additional page~**

**NEEDS/PROBLEMS/COMMENTS, continued:**

7. *Application* states the surrender is not for less than the "actual value of the property" and the surrender is in the best interests of the estate. However, the *Application* is silent on the value associated with the life insurance policy (*Declaration of Conservator* filed 7/27/2015 attaches a copy of Policy Specifications stating a **\$50,000.00** policy exists, but no value is confirmed), and *Application* provides no information or documentation as to the "actual value of the property" nor as to the "surrender value" of the policy. Need additional information regarding the character and value of the life insurance policy proposed to be surrendered by Petitioner.
8. *Application* requests authority to sell the Conservatee's personal residence, but does not include information pursuant to Probate Code § 2540 which states the Conservator shall inform the court as to whether the Conservatee supports or is opposed to the proposed sale. Need declaration as required by Probate Code § 2540(b) regarding Conservatee's opinion regarding proposed sale. **(Note:** Petitioner does not have § 2590 powers. If Court authorizes Petitioner to sell the real property (once its actual identity is clarified), Petitioner will need to file a *Report of Sale and Petition for Order Confirming Sale of Real Property* (mandatory-use Judicial Council form DE-260) pursuant to Probate Code § 10308(a), which requires proof of 15 days' posting by the Court of the notice of time and place of hearing pursuant to Probate Code §§ 10308(c) and 1230(a).)
9. **Need revised proposed order based upon the following:**
  - Proposed order includes statements "in the best interest of the persons in the estate" which are inappropriate statements and should be stricken from the proposed order;
  - Proposed order appears to find by referencing in various places that the Conservatee may "be placed in a memory care center" which violates the *Order Appointing Probate Conservator* filed 2/2/2015, as the Conservator was not granted authority to place the Conservatee in a care or nursing facility. Proposed order should contain no references to placing the Conservatee in a memory care center, which requires Petitioner to seek such authority in a petition with a supporting physician's Medical Capacity Declaration. (*Note: Capacity Declaration filed 12/19/2014 does not support placement powers.*)
  - Proposed order should include the exact dollar sum of the life insurance policy value that Court is authorizing the Petitioner to receive from the surrendered life insurance policy, and should specify the Farmer's Life Insurance Policy Number as indicated in the *Application*.
  - Proposed order does not include in the prayer (following all enumerated paragraphs) any finding to grant Petitioner authority to sell Conservatee's real property. Language should be added to the proposed order regarding authority to sell and should state that the sale shall be conducted pursuant to Probate Code § 2543, shall be court-confirmed, and shall require bond increase if so ordered by Court pursuant to Probate Code § 2330. It should be noted that the sale of real property must be conducted under the Probate Code provisions for Report of Sale.

**Note Re Future Date:** Status Hearing is currently set for the filing of the first account of the Conservatorship Estate on **Wednesday, April 6, 2016 at 9:00 a.m. in Department 303.**

**Note:** If *Application* is granted, Court will set status hearing for receipt of liquidated life insurance policy funds and for posting of increased bond by Conservator of the Estate, as follows:

- **Wednesday, September 30, 2015 at 9:00 a.m. in Dept. 303** for filing proof of receipt of insurance policy funds and proof of increased bond.

**Dept. 303, 9:00 a.m. Thursday, August 13, 2015**

**Petition for Probate of Will and for Letters Testamentary; Authorization to Administer Under IAEA (Prob. C. 8002, 10450)**

<b>DOD: 7/25/14</b>		<b>ANITA MARIE FERGUSON</b> , Named executor without bond, is Petitioner.	<b>NEEDS/PROBLEMS/COMMENTS:</b>  <b><u>CONTINUED TO 9/24/15</u></b> <b>Per Petitioner request</b>  <ol style="list-style-type: none"> <li><b><u>Need clarification re Decedent's name:</u></b> Petitioner spells the decedent's last name "FLEMMING" on the petition, but elsewhere spells it "FLEMING." Note: The will appears to reflect "FLEMING" in the decedent's handwriting on Page 1.</li> <li><b><u>Need Proof of Subscribing Witness signed by at least one witness. (Note: Petitioner filed a Proof of Subscribing Witness and a Proof of Holographic Instrument signed by herself; however, this is insufficient, as it does not appear that she is one of the subscribing witnesses, and further she is an interested party as sole heir.)</u></b></li> <li><b><u>Need Notice of Petition to Administer Estate and proof of service on Anne Todd Cortez (sister) pursuant to Probate Code §8110.</u></b></li> <li><b><u>Need proof of publication pursuant to Probate Code §8120.</u></b></li> <li><b><u>This case was opened with a fee waiver. Please note that upon distribution, all Court filing fees will be due.</u></b></li> </ol>
		Full IAEA – need publication	
		Will dated 3/14/04	
<b>Cont from 050715, 061815</b>		Residence: Fresno	
<input type="checkbox"/>	<b>Aff.Sub.Wit.</b>	Publication: Need publication	
<input checked="" type="checkbox"/>	<b>Verified</b>	Estimated value of estate:	
<input type="checkbox"/>	<b>Inventory</b>	Personal property: \$8,000.00	
<input type="checkbox"/>	<b>PTC</b>	Real property: \$31,000.00	
<input type="checkbox"/>	<b>Not.Cred.</b>	(\$55,000.00 encumbered for \$24,000.00)	
<input type="checkbox"/>	<b>Notice of Hrg</b>	x	
<input type="checkbox"/>	<b>Aff.Mail</b>	x	
<input type="checkbox"/>	<b>Aff.Pub.</b>	x	
<input type="checkbox"/>	<b>Sp.Ntc.</b>	Probate Referee: Steven Diebert	
<input type="checkbox"/>	<b>Pers.Serv.</b>		
<input type="checkbox"/>	<b>Conf. Screen</b>		
<input checked="" type="checkbox"/>	<b>Letters</b>		
<input checked="" type="checkbox"/>	<b>Duties/Supp</b>		
<input type="checkbox"/>	<b>Objections</b>		
<input type="checkbox"/>	<b>Video Receipt</b>		
<input type="checkbox"/>	<b>CI Report</b>		
<input type="checkbox"/>	<b>9202</b>		
<input checked="" type="checkbox"/>	<b>Order</b>		
<input type="checkbox"/>	<b>Aff. Posting</b>		
<input type="checkbox"/>	<b>Status Rpt</b>		
<input type="checkbox"/>	<b>UCCJEA</b>		
<input type="checkbox"/>	<b>Citation</b>		
<input type="checkbox"/>	<b>FTB Notice</b>		
Reviewed by: skc			
Reviewed on: 8/6/15			
Updates: 8/11/15			
Recommendation:			
File 14 - Flemming			

		See petition for details.	<b>NEEDS/PROBLEMS/COMMENTS:</b>  1. The attorney's declaration filed 7/22/15 states Notice of Child Custody Proceeding for Indian Child (ICWA-030) has been served as required on all appropriate tribes/agencies and responses received; however, California Rule of Court 7.1015(c)(3) states the <u>originals</u> of all notices served, return receipts, and responses received must be filed with the court before the hearing.  No original or copy of the Notice of Child Custody Proceeding for Indian Child (Form ICWA-030) has been filed, and the declaration contains only copies (not originals) of the return receipts and responses.	
Cont. from 070915				
	Aff.Sub.Wit.			
✓	Verified			
	Inventory			
	PTC			
	Not.Cred.			
✓	Notice of Hrg			
✓	Aff.Mail			W
	Aff.Pub.			
	Sp.Ntc.			
✓	Pers.Serv.			W
✓	Conf. Screen			
✓	Letters			
✓	Duties/Supp			
	Objections			
	Video Receipt			
✓	CI Report			
✓	Clearances			
✓	Order			
	Aff. Posting			
	Status Rpt			
✓	UCCJEA			
	Citation			
	FTB Notice			
			Reviewed by: skc	
			Reviewed on: 8/7/15	
			Updates:	
			Recommendation:	
			File 15 - Nix	

**16 Alvin Harper (GUARD/P)****Case No. 15CEPR00512**

Petitioner Olivero, Natywa (Pro Per – Paternal Cousin)

Petition for Appointment of Guardianship of the Person

Age: 6		<p align="center"><b><u>NO TEMPORARY REQUESTED</u></b></p> <p>NATYWA OLIVERO, paternal cousin, is petitioner.</p> <p align="center"><b><u>Please see petition for details</u></b></p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p>Minute Order of 07/16/2015: Examiner notes provided in open court; Ms. Olivero is directed to file a Declaration of Due Diligence as to the efforts made to notice Douglas Harper, Father, then the Court will consider whether or not to grant temporary guardianship. The Court orders CPS to do a welfare check on the minor and to seek any and all lawful assistance necessary from law enforcement to assess the safety and welfare of the minor.</p> <ol style="list-style-type: none"> <li>1. Notice of Hearing.</li> <li>2. Need proof of personal service fifteen (15) days prior to the hearing of the Notice of Hearing along with a copy of the Petition for Appointment of Guardian or consent and waiver of notice or declaration of due diligence for: <ul style="list-style-type: none"> <li>• Douglas Harper (Father)</li> <li>• Jessica Troup (Mother)</li> </ul> </li> <li>3. Need proof of service fifteen (15) days prior to the hearing of the Notice of Hearing along with a copy of the Petition for Appointment of Guardian or consent and waiver of notice or declaration of due diligence for: <ul style="list-style-type: none"> <li>• Maurice Harper (Paternal Grandfather)</li> <li>• Joyce (Paternal Grandmother – Last name not listed)</li> </ul> </li> </ol>
Cont. from 071615			
Aff.Sub.Wit.			
✓ Verified			
Inventory			
PTC			
Not.Cred.			
Notice of Hrg	X		
Aff.Mail	X		
Aff.Pub.			
Sp.Ntc.			
Pers.Serv.	X		
✓ Conf. Screen			
✓ Letters			
✓ Duties/Supp			
Objections			
Video Receipt			
✓ CI Report			
9202			
✓ Order			
Aff. Posting			
Status Rpt			
✓ UCCJEA			
Citation			
FTB Notice			
Reviewed by: LV			
Reviewed on: 08/10/2015			
Updates:			
Recommendation:			
File 16 - Harper			

## Petition for Letters of Special Administration

Age:			<b>NEEDS/PROBLEMS/COMMENTS:</b>  <b><u>OFF CALENDAR.</u></b> Order appointing Special Administrator was signed ex parte on 8/7/15.
DOD:			
Cont. from			
Aff.Sub.Wit.			
Verified			
Inventory			
PTC			
Not.Cred.			
Notice of Hrg			
Aff.Mail			
Aff.Pub.			
Sp.Ntc.			
Pers.Serv.			
Conf. Screen			
Letters			
Duties/Supp			
Objections			
Video Receipt			
CI Report			
9202			
Order			
Aff. Posting			
Status Rpt			
UCCJEA			
Citation			
FTB Notice			
		Reviewed by: KT Reviewed on: 8/7/15 Updates: Recommendation: File 17 – White	

Attorney Markeson, Thomas A. (for Georgia Christine Salvo – daughter/Petitioner)

Petition for Probate of Will and for Letters Testamentary: Authorization to Administer

Under the Independent Administration of Estates Act

<b>DOD: 06/06/15</b>	<b>GEORGIA CHRISTINE SALVO,</b> daughter/named Executor, is Petitioner.		<b>NEEDS/PROBLEMS/COMMENTS:</b>  1. The petition states that the decedent had a deceased spouse. Need name and date of death of deceased spouse pursuant to Local Rule 7.1.1D.  <b>Note:</b> If granted, the Court will set status hearings as follows: <ul style="list-style-type: none"> <li>• <b>Thurs Jan. 7, 2016 for filing the Inventory and Appraisal</b></li> <li>• <b>Thurs Oct. 6, 2016 for filing the first account or petition for final distribution.</b></li> </ul> If the proper items are on file prior to the status hearing dates, the status hearings may be taken off calendar.
	Full IAEA – OK		
<b>Cont. from</b>			
✓ <b>Aff.Sub.Wit.</b>	All heirs waive bond		
✓ <b>Verified</b>			
<b>Inventory</b>	Holographic Will dated 06/06/14		
<b>PTC</b>	Will dated 06/07/14 but executed on 03/16/15		
<b>Not.Cred.</b>	(Petitioner requests to admit both wills, the will executed on 03/16/15 does not revoke the 06/06/14 holographic will)		
✓ <b>Notice of Hrg</b>			
✓ <b>Aff.Mail</b>	w/		
✓ <b>Aff.Pub.</b>	Residence: Fresno		
<b>Sp.Ntc.</b>	Publication: The Business Journal		
<b>Pers.Serv.</b>			
<b>Conf. Screen</b>			
✓ <b>Letters</b>	<b>Estimated Value of the Estate:</b> Personal property - \$ 1,500.00 Real property - 240,000.00 <b>Total - \$241,500.00</b>		
✓ <b>Duties/Supp</b>	Probate Referee: <b>STEVEN DIEBERT</b>		
<b>Objections</b>			
<b>Video Receipt</b>			
<b>CI Report</b>			
<b>9202</b>			
✓ <b>Order</b>			
<b>Aff. Posting</b>			
<b>Status Rpt</b>			
<b>UCCJEA</b>			
<b>Citation</b>			
<b>FTB Notice</b>			
			<b>Reviewed by:</b> JF
			<b>Reviewed on:</b> 08/07/15
			<b>Updates:</b>
			<b>Recommendation:</b>
			<b>File 18 – Pierce</b>



<b>DOD: 04/18/15</b>	<b>JOHN F. LUTZ</b> , brother/named Executor without bond, is Petitioner.		<b>NEEDS/PROBLEMS/COMMENTS:</b>  <b>Note:</b> The Court will set status hearings as follows:  <ul style="list-style-type: none"> <li>Thurs Jan. 7, 2016 for filing the Inventory and Appraisal</li> <li>Thurs Oct. 6, 2016 for filing the first account or petition for final distribution.</li> </ul> If the proper items are on file prior to the status hearing dates, the status hearings may be taken off calendar.
	Full IAEA – OK		
	Will dated 12/18/89		
<b>Cont. from</b>	Residence: Kerman		
✓ <b>Aff.Sub.Wit.</b>	Publication: The Business Journal		
<b>Verified</b>			
<b>Inventory</b>			
<b>PTC</b>			
<b>Not.Cred.</b>			
✓ <b>Notice of Hrg</b>	<b>Estimated Value of the Estate:</b> Personal property - \$300,000.00 Real property - 708,000.00 <b>Total - \$1,008,000.00</b>		
✓ <b>Aff.Mail</b>	w/	Probate Referee: <b>RICK SMITH</b>	
✓ <b>Aff.Pub.</b>			
<b>Sp.Ntc.</b>			
<b>Pers.Serv.</b>			
<b>Conf. Screen</b>			
✓ <b>Letters</b>			
✓ <b>Duties/Supp</b>			
<b>Objections</b>			
<b>Video Receipt</b>			
<b>CI Report</b>			
<b>9202</b>			
✓ <b>Order</b>			
<b>Aff. Posting</b>			
<b>Status Rpt</b>			
<b>UCCJEA</b>			
<b>Citation</b>			
<b>FTB Notice</b>			
<b>Reviewed by:</b> JF			
<b>Reviewed on:</b> 08/10/15			
<b>Updates:</b>			
<b>Recommendation:</b> SUBMITTED			
<b>File 19 – Lutz</b>			

## Petition for Appointment of Temporary Conservator of the Person

		TEMPORARY EXPIRES 8/13/15	NEEDS/PROBLEMS/ COMMENTS:
		GENERAL HEARING 9/10/15	
		DEBY CONSTRESTANO, niece, is petitioner and requests appointment as temporary conservator of the person.	Court Investigator advised rights on 7/31/15.
Cont. from		Petitioner states (please see item #1 of the needs/problems/comments)	1. Temporary petition does not include attachment 3 stating facts necessitating a temporary conservatorship.
	Aff.Sub.Wit.		
✓	Verified	Court Investigator Report filed on 8/5/15.	
	Inventory		
	PTC		
	Not.Cred.		
✓	Notice of Hrg		
✓	Aff.Mail	W/	
	Aff.Pub.		
	Sp.Ntc.		
✓	Pers.Serv.	W/	
✓	Conf. Screen		
✓	Letters		
✓	Duties/Supp		
	Objections		
✓	Video Receipt		
✓	CI Report		
	9202		
✓	Order		
	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation		
	FTB Notice		
			Reviewed by: KT
			Reviewed on: 8/10/15
			Updates:
			Recommendation:
			File 20 – Main

**21 Alize Reyes (GUARD/P)****Case No. 15CEPR00745**

Petitioner: Maria Garcia (pro per)

Petitioner: Nicholas Valencia (pro per)

**Petition for Appointment of Temporary Guardian of the Person**

<b>GENERAL HEARING 9/30/15</b>			<b>NEEDS/PROBLEMS/COMMENTS:</b>
<b>NICHOLAS VALENCIA</b> , uncle, and <b>MARIA GARCIA</b> , aunt, are petitioners.			1. Need Notice of Hearing.  2. Need proof of personal service of the Notice of Hearing along with a copy of the temporary petition or consent and waiver of notice or declaration of due diligence on: a. Pedro Reyes (father) b. Sophia Granillo (mother)
Please see petition for details.			
<b>Cont. from</b>			
<input type="checkbox"/>	<b>Aff.Sub.Wit.</b>	<input type="checkbox"/>	
<input checked="" type="checkbox"/>	<b>Verified</b>	<input type="checkbox"/>	
<input type="checkbox"/>	<b>Inventory</b>	<input type="checkbox"/>	
<input type="checkbox"/>	<b>PTC</b>	<input type="checkbox"/>	
<input type="checkbox"/>	<b>Not.Cred.</b>	<input type="checkbox"/>	
<input type="checkbox"/>	<b>Notice of Hrg</b>	<input checked="" type="checkbox"/>	
<input type="checkbox"/>	<b>Aff.Mail</b>	<input type="checkbox"/>	
<input type="checkbox"/>	<b>Aff.Pub.</b>	<input type="checkbox"/>	
<input type="checkbox"/>	<b>Sp.Ntc.</b>	<input type="checkbox"/>	
<input type="checkbox"/>	<b>Pers.Serv.</b>	<input checked="" type="checkbox"/>	
<input checked="" type="checkbox"/>	<b>Conf. Screen</b>	<input type="checkbox"/>	
<input checked="" type="checkbox"/>	<b>Letters</b>	<input type="checkbox"/>	
<input checked="" type="checkbox"/>	<b>Duties/Supp</b>	<input type="checkbox"/>	
<input type="checkbox"/>	<b>Objections</b>	<input type="checkbox"/>	
<input type="checkbox"/>	<b>Video Receipt</b>	<input type="checkbox"/>	
<input type="checkbox"/>	<b>CI Report</b>	<input type="checkbox"/>	
<input type="checkbox"/>	<b>9202</b>	<input type="checkbox"/>	
<input checked="" type="checkbox"/>	<b>Order</b>	<input type="checkbox"/>	
<input type="checkbox"/>	<b>Aff. Posting</b>	<input type="checkbox"/>	
<input type="checkbox"/>	<b>Status Rpt</b>	<input type="checkbox"/>	
<input checked="" type="checkbox"/>	<b>UCCJEA</b>	<input type="checkbox"/>	
<input type="checkbox"/>	<b>Citation</b>	<input type="checkbox"/>	
<input type="checkbox"/>	<b>FTB Notice</b>	<input type="checkbox"/>	
<b>Reviewed by: KT</b>			
<b>Reviewed on: 8/10/15</b>			
<b>Updates:</b>			
<b>Recommendation:</b>			
<b>File 21 – Reyes</b>			

# 22A Serenity Portillo, Desire Bryant (GUARD/P) Case No. 15CEPR00750

Petitioner Bryant, Danielle Desiree (pro per – maternal aunt/Petitioner)

## Petition for Appointment of Temporary Guardian of the Person

Desire, 15	<b>GENERAL HEARING: 10/05/15</b>		<b>NEEDS/PROBLEMS/COMMENTS:</b>
	DANIELLE BRYANT, maternal aunt, is Petitioner.		<p>This Petition is regarding Desire only. See Page 22B for Petition regarding Serenity.</p> <ol style="list-style-type: none"> <li>1. Need Notice of Hearing.</li> <li>2. Need proof of personal service at least 5 court days before the hearing of Notice of Hearing with a copy of the Petition for Appointment of Temporary Guardian of the Person <u>or</u> Consent &amp; Waiver of Notice <u>or</u> Declaration of Due Diligence for:               <ol style="list-style-type: none"> <li>a. Father (not listed)</li> </ol> </li> </ol>
	Father: NOT LISTED		
Cont. from	Mother: <b>SABRINA PORTILLO</b> – Consent & Waiver of Notice filed 08/03/15		
<input type="checkbox"/> Aff.Sub.Wit.	Paternal grandparents: NOT LISTED		
<input checked="" type="checkbox"/> Verified	Maternal grandfather: NOT LISTED		
<input type="checkbox"/> Inventory	Maternal grandmother: CANDICE BRYANT		
<input type="checkbox"/> PTC	Siblings: MARK PORTILLO, ANGELINA PORTILLA, ALFONSO PORTILLO		
<input type="checkbox"/> Not.Cred.	Petitioner states [see Petition].		
<input type="checkbox"/> Notice of Hrg			
<input type="checkbox"/> Aff.Mail			
<input type="checkbox"/> Aff.Pub.			
<input type="checkbox"/> Sp.Ntc.			
<input type="checkbox"/> Pers.Serv.			
<input checked="" type="checkbox"/> Conf. Screen			
<input checked="" type="checkbox"/> Letters			
<input checked="" type="checkbox"/> Duties/Supp			
<input type="checkbox"/> Objections			
<input type="checkbox"/> Video Receipt			
<input type="checkbox"/> CI Report			
<input type="checkbox"/> 9202			
<input checked="" type="checkbox"/> Order			
<input type="checkbox"/> Aff. Posting			
<input type="checkbox"/> Status Rpt			
<input checked="" type="checkbox"/> UCCJEA			
<input type="checkbox"/> Citation			
<input type="checkbox"/> FTB Notice			
			Reviewed by: JF
			Reviewed on: 08/10/15
			Updates:
			Recommendation:
			File 22A – Portillo/Bryant

22A

Petitioner

Bryant, Danielle Desiree (pro per – maternal grandmother)

Petition for Appointment of Temporary Guardian of the Person

Age: 10		<b>GENERAL HEARING: 10/05/15</b>		<b>NEEDS/PROBLEMS/COMMENTS:</b>	
		CANDICE BRYANT, maternal grandmother, is Petitioner.		<b>This Petition is for Sabrina only.</b>  1. Notice of Hearing filed 08/07/15 states that the parents were served by mail on 08/05/15; however, parents are required to be served personally with Notice. Therefore, need proof of <b><u>personal service</u></b> at least 5 court days before the hearing of Notice of Hearing with a copy of the <i>Petition for Appointment of Temporary Guardian of the Person</i> <u>or</u> Consent & Waiver of Notice <u>or</u> Declaration of Due Diligence for: a. Victor Portillo (father) b. Sabrina Portillo (mother)	
		Father: <b>VICTOR PORTILLO</b> – served by mail on 08/05/15			
		Mother: <b>SABRINA PORTILLO</b> – served by mail on 08/05/15			
		Paternal grandparents: NOT LISTED			
		Maternal grandfather: NOT LISTED			
		Maternal grandmother: CANDICE BRYANT			
		Siblings: MARK PORTILLO, ANGELINA PORTILLA, ALFONSO PORTILLO			
		Petitioner states [see Petition].			
Cont. from					
	Aff.Sub.Wit.				
✓	Verified				
	Inventory				
	PTC				
	Not.Cred.				
✓	Notice of Hrg				
✓	Aff.Mail	w/			
	Aff.Pub.				
	Sp.Ntc.				
	Pers.Serv.				
✓	Conf. Screen				
✓	Letters				
✓	Duties/Supp				
	Objections				
	Video Receipt				
	CI Report				
	9202				
✓	Order				
	Aff. Posting				
	Status Rpt				
✓	UCCJEA				
	Citation				
	FTB Notice				
				Reviewed by: JF	
				Reviewed on: 08/10/15	
				Updates:	
				Recommendation:	
				File 22B– Portillo/Bryant	

Attorney Hopper, Cindy J. (for Petitioners Heather Rule and Kevin Rule)

## Petition for Appointment of Temporary Guardian

		<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p><b>OFF CALENDAR</b>  <i>Per Ex Parte Finding</i> filed 8/5/2015.</p>
Cont. from		
Aff.Sub.Wit.		
Verified		
Inventory		
PTC		
Not.Cred.		
Notice of Hrg		
Aff.Mail		
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.		
Conf. Screen		
Letters		
Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202		
Order		
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
FTB Notice		
		Reviewed by: LEG
		Reviewed on: 8/5/15
		Updates:
		Recommendation:
		File 23 – Francois

Petitioner Garza, Christina (Pro Per – Maternal Aunt – Petitioner)

Petitioner Sandoval, Robert R., Jr. (Pro Per – Maternal Uncle – Petitioner)

## Petition for Appointment of Temporary Guardian of the Person (Prob. Code §2250)

See petition for details.			NEEDS/PROBLEMS/COMMENTS:
			1. Need Notice of Hearing (GC-020).
			2. Need proof of personal service of Notice of Hearing with a copy of the temp petition at least five court days prior to the hearing per Probate Code §2250(e) <u>or</u> consent and waiver of notice <u>or</u> declaration of due diligence on:
<input type="checkbox"/>	Aff.Sub.Wit.	<input type="checkbox"/>	<ul style="list-style-type: none"> <li>- Ryan Kincade (Minor)</li> <li>- Serenity Olsen (Minor)</li> <li>- Jeremy Mark Olsen (Serenity's Father)</li> <li>- Jessica Bohannon (Mother)</li> </ul>
<input checked="" type="checkbox"/>	Verified	<input type="checkbox"/>	
<input type="checkbox"/>	Inventory	<input type="checkbox"/>	3. UCCJEA (GC-120) is incomplete and does not state who the children live/lived with at the various addresses.
<input type="checkbox"/>	PTC	<input type="checkbox"/>	
<input type="checkbox"/>	Not.Cred.	<input type="checkbox"/>	Reviewed by: skc
<input type="checkbox"/>	Notice of Hrg	<input checked="" type="checkbox"/>	
<input type="checkbox"/>	Aff.Mail	<input type="checkbox"/>	Reviewed on: 8/10/15
<input type="checkbox"/>	Aff.Pub.	<input type="checkbox"/>	Updates:
<input type="checkbox"/>	Sp.Ntc.	<input type="checkbox"/>	Recommendation:
<input type="checkbox"/>	Pers.Serv.	<input checked="" type="checkbox"/>	File 24 – Kincade/Olson
<input checked="" type="checkbox"/>	Conf. Screen	<input type="checkbox"/>	
<input checked="" type="checkbox"/>	Letters	<input type="checkbox"/>	
<input checked="" type="checkbox"/>	Duties/Supp	<input type="checkbox"/>	
<input type="checkbox"/>	Objections	<input type="checkbox"/>	
<input type="checkbox"/>	Video Receipt	<input type="checkbox"/>	
<input type="checkbox"/>	CI Report	<input type="checkbox"/>	
<input type="checkbox"/>	9202	<input type="checkbox"/>	
<input checked="" type="checkbox"/>	Order	<input type="checkbox"/>	
<input type="checkbox"/>	Aff. Posting	<input type="checkbox"/>	
<input type="checkbox"/>	Status Rpt	<input type="checkbox"/>	
<input checked="" type="checkbox"/>	UCCJEA	<input type="checkbox"/>	
<input type="checkbox"/>	Citation	<input type="checkbox"/>	
<input type="checkbox"/>	FTB Notice	<input type="checkbox"/>	

See petition for details.			NEEDS/PROBLEMS/ COMMENTS:
Cont. from 070115, 080515			
	Aff.Sub.Wit.		
✓	Verified		
	Inventory		
	PTC		
	Not.Cred.		
✓	Notice of Hrg		
✓	Aff.Mail	W	
	Aff.Pub.		
	Sp.Ntc.		
✓	Pers.Serv.	W	
✓	Conf. Screen		
✓	Letters		
✓	Duties/Supp		
✓	Objections		
	Video Receipt		
✓	CI Report		
✓	Clearances		
✓	Order		
	Aff. Posting		
	Status Rpt		
✓	UCCJEA		
	Citation		
	FTB Notice		
			Per Minute Order 8/5/15, this matter is continued only for mental health assessment re the mother. Trial is set for 10/6/15.
			The following issue remains noted:
			1. If diligence is not found, need personal service of Notice of Hearing with a copy of the petition on the father, Vincent Garza, and service on the paternal grandparents at least 15 days prior to the hearing pursuant to Probate Code §1511.
			Reviewed by: skc
			Reviewed on: 8/7/15
			Updates:
			Recommendation:
			File 25 - Ott



Attorney Margoian, Michael J. (for Petitioners James Willhoit and Georgette Willhoit)  
 Attorney Hopper, Cindy J. (for Samantha Willhoit, mother)

## Petition to Modify Existing Visitation Order

		<b>JAMES WILLHOIT and GEORGETTE WILLHOIT</b> , maternal grandparents and Co-Guardians, are Petitioners.	<b>NEEDS/PROBLEMS/COMMENTS:</b>  <b>This matter will be heard in          Department 72 at 8:30 a.m.</b>	
Cont. from				
	Aff.Sub.Wit.			
✓	Verified			
	Inventory			
	PTC			
	Not.Cred.			
✓	Notice of Hrg			
✓	Aff.Mail			W /
	Aff.Pub.			
	Sp.Ntc.			
	Pers.Serv.			
	Conf. Screen			
	Letters			
	Duties/Supp			
	Objections			
	Video Receipt			
	CI Report			
	9202			
	Order	X		
	Aff. Posting			
	Status Rpt			
	UCCJEA			
	Citation			
	FTB Notice			
			<b>Notes Re Existing Visitation Orders:</b> <ul style="list-style-type: none"> <li>• <b>Minute Order dated 9/4/2008</b> states, in pertinent part, that the Court orders visitation with the paternal grandparents and the minor's father, James Mendoza, to be the 1<sup>st</sup> and 3<sup>rd</sup> Saturday from 9:00 a.m. to 12:00 p.m. at the Willhoits' home.</li> <li>• <b>Minute Order dated 10/23/2008</b> states the Court orders visitation to remain the same. The Court orders the visits with the father, James Mendoza, be supervised by the guardians or his parents.</li> <li>• <b>Currently</b>, there exists no Court order for visits with the mother, Samantha Willhoit.</li> </ul>	
			Reviewed by: LEG	
			Reviewed on: 8/11/15	
			Updates:	
			Recommendation:	
			File	